

**Acknowledgment and
Notice of Acknowledgment
of Acceptance of R.S. 2477
Right-of-Way Grant**

Ent 154888 M 570 P 962
Date: 15-MAY-2008 3:06PM
Fee: None
Filed By: RDH
REED D HATCH, Recorder
SANPETE COUNTY CORPORATION
For: GOVERNOR STATE OF UTAH

24, 25 - 19-1E
19-19-2E

THE STATE OF UTAH

TO ALL WHOM THESE PRESENTS SHALL COME, Greeting:

Know ye, This is an Acknowledgment and Notice of Acknowledgment made under Utah Code Sections 72-5-309 through 310 inclusive, that the grant of the United States of America of "the right of way for the construction of highways over public lands, not reserved for public uses" under United States Revised Statutes 2477 (43 U.S.C. Section 932 (repealed October 21, 1976, with proviso recognizing the validity of rights-of-way already established)) was accepted for and on behalf of the State of Utah and its political subdivision Sanpete County as it pertains to the highway located in Sanpete County known as JAPANESE VALLEY; County Road Number: Sanp290; State Geographic Information Database (SGID) Road Identification Number: RD200291. Total road length is 11.49 miles more or less.

The reason for this Acknowledgment and Notice of Acknowledgment includes, but is not limited to, the fact that the road was constructed, mechanically, or by continuous use as a public highway for a period of at least ten years, over public lands not reserved for public uses, prior to the earlier of (a) the October 21, 1976 repeal of R.S. 2477 or (b) the date the servient estate was reserved for public uses.

This Acknowledgment and Notice of Acknowledgment applies only to the segments of the road that traverse land owned by the Bureau of Land Management, United States Department of the Interior, and does not apply to segments of the road that traverse land owned by any other person or entity. The State of Utah and its political subdivisions reserve the right to make further acknowledgments and notices of acknowledgment with regard to road segments that traverse land owned by other entities, including the United States of America, through one or more of its agencies.

A printed copy of a map showing the location of the road in said county is appended hereto as "Attachment 1," a printed copy of representative photos of the road is appended hereto as "Attachment 2," a printed copy of a description of the beginning and ending points of the entire road together with a list of Townships, Ranges and Sections that may be traversed by the road in said county is appended hereto as "Attachment 3," and a printed copy of the Road Centerline Description Cover Page(s) is appended hereto as "Attachment 4." The Appendices listed in "Attachment 4" that contain the actual road centerline descriptions are incorporated herein by reference. Affidavits provided by individuals familiar with the road are appended hereto as "Attachment 5."

A printed copy of this Acknowledgment and Notice of Acknowledgment, together with its Attachments and Appendices, may be viewed and/or obtained at the office of the Utah State Archives.

An electronic copy of this Acknowledgment and Notice of Acknowledgment, together with its Attachments and Appendices, may be viewed and/or downloaded as read-only PDF (Portable Document Format) files via the

Internet at <http://recorded2477roads.utah.gov>.

The owner of the servient estate in the land underlying the road-segments subject to this Acknowledgment and Notice is believed to be the United States of America through one or more of its agencies. Any of such agencies or any other person with a servient ownership claim or a competing dominant estate right-of-way ownership claim, may file a petition in the State District Court for Salt Lake County for a decision regarding the correctness of this Acknowledgment. A claimant shall file a petition within sixty (60) days after receipt of this Notice.

In Witness Whereof, I, John Harja, the official designee of the Governor of the State of Utah, in conformity to the laws of the State (Utah Code Sections 72-5-308 through 310 inclusive), have caused this Acknowledgment and Notice of Acknowledgment to be made.

Signed by my hand in Salt Lake City, Utah, the 17th day of April, 2008.

By the Governor's Designee



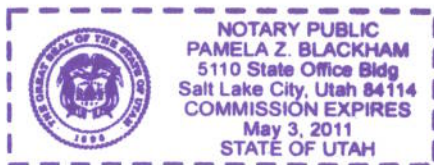
John Harja


CERTIFICATION

State of Utah)
 : ss
County of Salt Lake)

I hereby certify that the signer of the foregoing document, John Harja, is personally known by me, has made a voluntary signature and taken an oath stating that he is the official designee of the Governor of the State of Utah and is authorized to sign this document on the Governor's behalf pursuant to Utah Code Section 72-5-309. He further vouched that, based upon information and belief, the facts alleged therein are true.

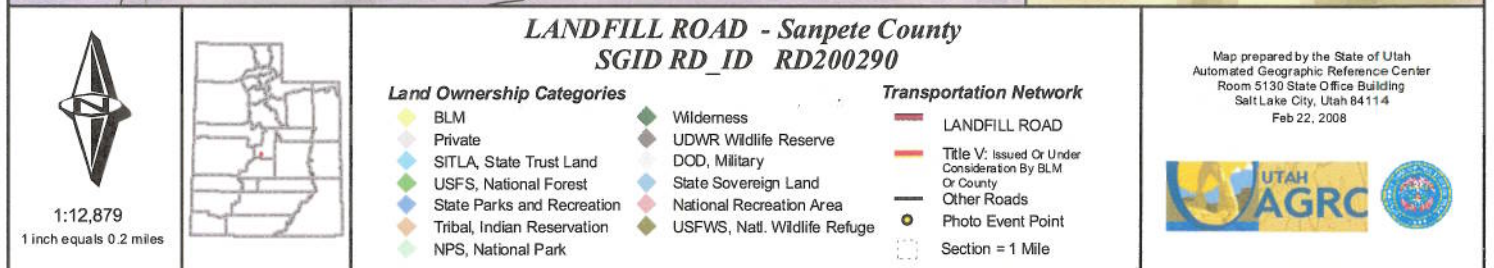
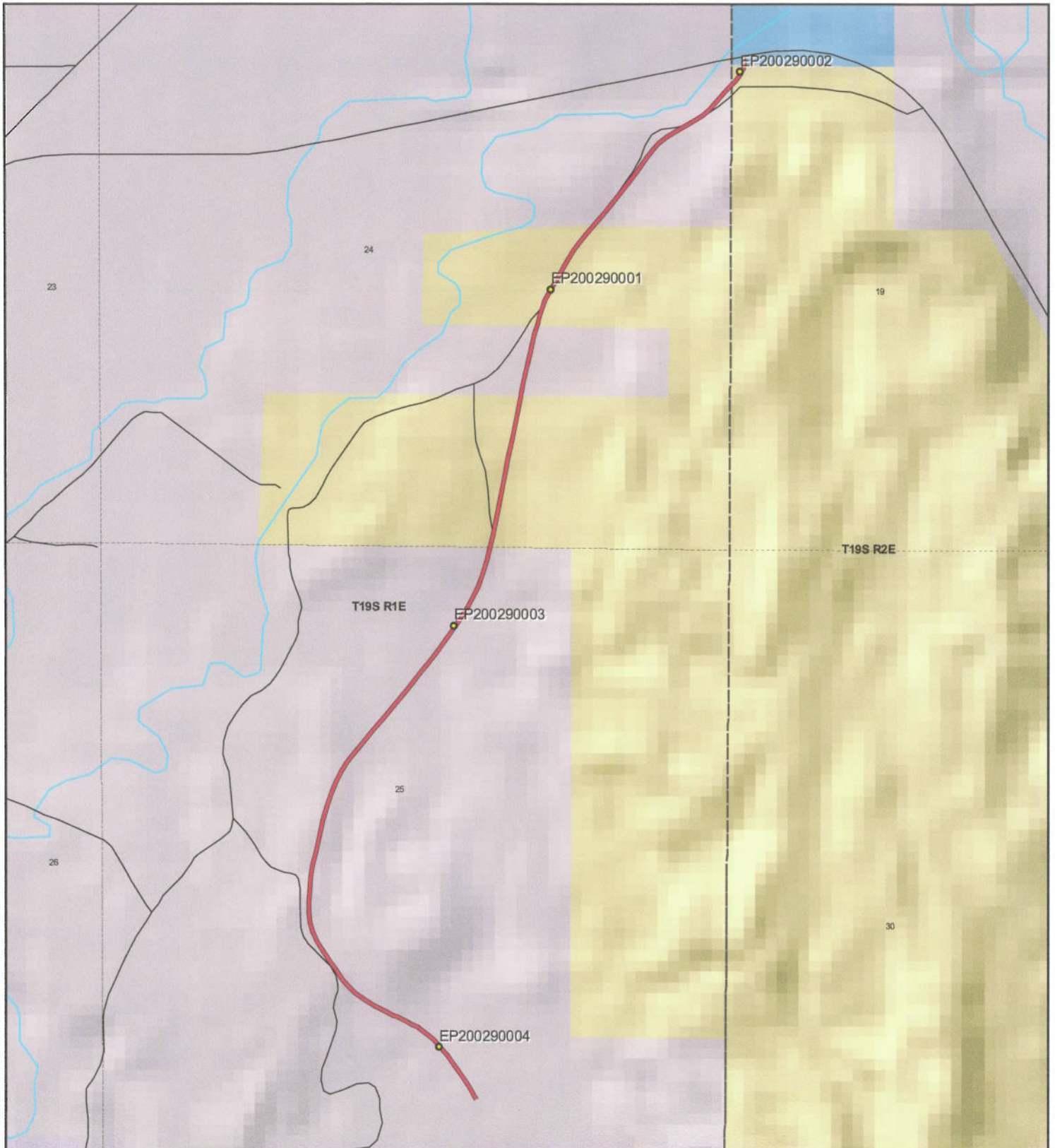
Dated this 17th day of April, 2008.





Notary Public

Attachment 1



Attachment 2



EP200290001



EP200290002



EP200290003



EP200290004

EP000000000

EP000000000

LANDFILL ROAD - Sanpete County
SGID RD_ID RD200290

Map prepared by the State of Utah
 Automated Geographic Reference Center
 Room 5130 State Office Building
 Salt Lake City, Utah 84114
 February 18, 2008



Attachment 3

Beginning & Ending Points and Township, Range, and Section References For:

Popular Name: LANDFILL ROAD

County: Sanpete

County Road Number: Sanp288

State Geographic Information Database (SGID) Road Identification Number: RD200290.

Total Road Length: 1.95 miles more or less.

Beginning at a point on the road centerline located at 39 degrees 07 minutes 023.6 seconds North Latitude and -111 degrees 44 minutes 056.4 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,569,773.8 feet and Y = 6,849,473.9 feet based on the US Survey Foot conversion.

Ending at a point on the road centerline located at 39 degrees 08 minutes 48.64 seconds North Latitude and -111 degrees 44 minutes 29.39 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,571,925.7 feet and Y = 6,858,071.2 feet based on the US Survey Foot conversion.

This road may traverse:

Township 19 South Range 1 East, Section(s) 24,25, Salt Lake Base & Meridian

Township 19 South Range 2 East, Section(s) 19, Salt Lake Base & Meridian

See Attachment 1 above for a cartographic depiction of the course of this road.

Attachment 4
Road Centerline Description Cover Page(s)

Popular Name: LANDFILL ROAD

County: Sanpete

County Road Number: Sanp288

State Geographic Information Database (SGID) Road Identification Number: RD200290.

Total Road Length: 1.95 miles more or less.

Centerline Descriptions Of Road-Segments That Cross Over Federally Owned Land, Derived From Global Positioning System Data And Cross-checked against USGS Digital Orthophoto Quadrangles Compiled By The Utah Automated Geographic Reference Center And Entered Into The State Geographic Information Database (SGID).

Road-Segments Listed by SGID Road Identification Number (RD_ID)	Road-Segment Numbers	Believed Ownership Of Servient Estate	Approximate Segment Length	See Attached Appendix
RD200290	001	PVT	1.06 Miles	(not shown)
RD200290	002	BLM	0.24 Miles	A
RD200290	003	PVT	0.11 Miles	(not shown)
RD200290	004	BLM	0.18 Miles	B
RD200290	005	PVT	0.31 Miles	(not shown)
RD200290	006	BLM	0.04 Miles	C
RD200290	007	ST	0.01 Miles	(not shown)
		Total Road Length	1.95	_____

* Indicates that a Title V permit will be requested, is in process, or has been issued.

† Indicates that road-segments crossing Forest Service land are under consideration by the state and county as of the date of this Acknowledgment and Notice of Acknowledgment.

Attachment 5

AFFIDAVIT OF LONI HAMMOND
JAPANESE VALLEY ROAD
COUNTY ROAD NUMBER Sanp290
SANPETE COUNTY, UTAH

State of Utah)
 : ss.
County of Sanpete)

LONI HAMMOND, being first duly sworn, deposes and states as follows:

1. I am an adult competent to testify about the matters set forth below based upon my personal knowledge. I currently reside in Dover, Sanpete County, Utah. I have lived in Sanpete County for 45 years.

2. I have traveled and am familiar with a road in Sanpete County known as Japanese Valley Road. I am also familiar with the land the road traverses. When I first used and observed the road in the early 1970s, it followed the same route as in 2006 when I last observed it. Attached is a Sanpete County map showing Japanese Valley Road. To the best of my knowledge and based upon my use of and familiarity with this road and the land it traverses, the location and route of the road are correctly illustrated on the attached map. I am informed that the County also identifies this road according to the road number listed above.

3. I have observed that the road has been open to the public for all to use, to come and go as they pleased, since at least as early as the early 1970s continuing through 1976 to 2006. Throughout this time period I have observed travel on the road by various means, including cars, pick-up trucks, livestock equipment, ATVs, motorcycles, semi-tractor trailers, farm tractors, road construction and road maintenance equipment. Throughout this time period, the road was used daily.


4. Throughout the time period from early 1970s to 2006, I have used the road myself for hunting, sight-seeing, traveling in and through the area, sheep herding, cattle operations and ATV riding.

5. Throughout the time period described in the previous paragraph, I observed vehicles using the road at various times for the uses described in the previous paragraph, plus oil exploration, private land access, wood gathering and recreation.

6. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the late 1800s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

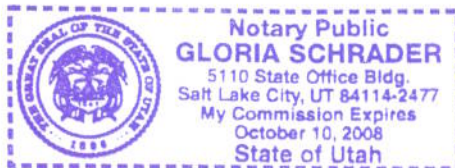
7. Prior to 1976, I observed graders performing maintenance and construction activities on the road.

DATED this 15 day of March, 2007.



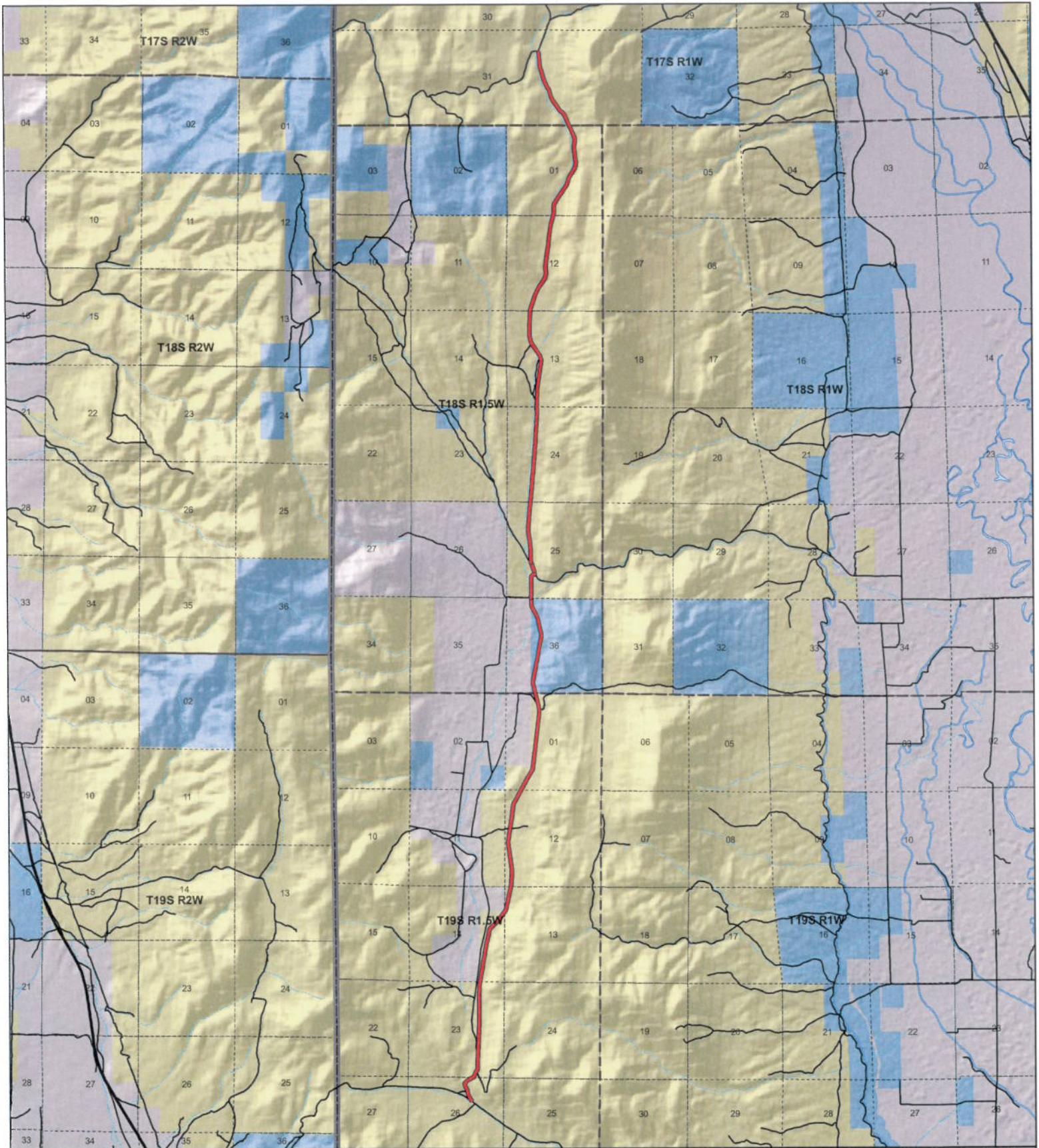
LONI HAMMOND

SUBSCRIBED AND SWORN to before me this 15th day of March, 2007.





NOTARY PUBLIC



JAPANESE VALLEY **County Unique - Sanp290**

Land Ownership Categories

- BLM
- Private
- SITLA, State Trust Land
- USFS, National Forest
- State Parks and Recreation
- Military

Transportation Network

- JAPANESE VALLEY
- State / U.S. Highway
- Local Roads

Misc

- City / Town
- Municipalities



1:84,925
 1 inch equals 1.3 miles



Map prepared by the State of Utah
 AGRC
 Room 5130 State Office Building
 Salt Lake City, Utah 84114
 Feb 08, 2007



Ent 154808 Bk 0570 Pg 0971

AFFIDAVIT OF RICHARD OLSEN
JAPANESE VALLEY ROAD
COUNTY ROAD NUMBER Sanp290
SANPETE COUNTY, UTAH

State of Utah)
 : ss.
County of Sanpete)

RICHARD OLSEN, being first duly sworn, deposes and states as follows:


1. I am an adult competent to testify about the matters set forth below based upon my personal knowledge. I currently reside in Sanpete County, Utah. I have lived in Sanpete County 74 years. I worked as County Road Supervisor for the Sanpete County Road Department from 1967 continuing through 1979, and then returned again to the same position from 1987 to 1995.
2. I have traveled and am familiar with a road in Sanpete County known as Japanese Valley Road. I am also familiar with the land the road traverses. When I first used and observed the road in the 1960s, it followed the same route as in 1990 when I last observed it. Attached is a Sanpete County map showing Japanese Valley Road. To the best of my knowledge and based upon my use of and familiarity with this road and the land it traverses, the location and route of the road are correctly illustrated on the attached map. I am informed that the County also identifies this road according to the road number listed above.
3. I have observed that the road has been open to the public for all to use, to come and go as they pleased, since at least as early as the 1960s and continuing through 1976 to 1990. Throughout this time period I have observed travel on the road by various means, including 4-wheel drive pickup trucks, jeeps, and ATVs. Throughout this time period, the road was used weekly, weather permitting.
4. Throughout the time period from 1960s to 1990, I have used the road myself to inspect it for the Sanpete County Road Department and traveling in and through the area.

5. Throughout the time period described in the previous paragraph, I observed vehicles using the road at various times for the uses described in the previous paragraph, plus recreation such as camping and hunting, sheep herding, and wood gathering.

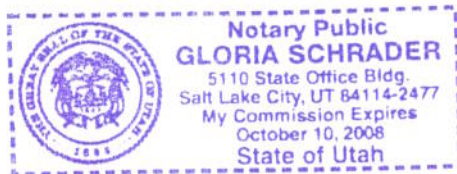
6. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the early 1900s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

7. Prior to 1976, I observed the graded surface of the road.

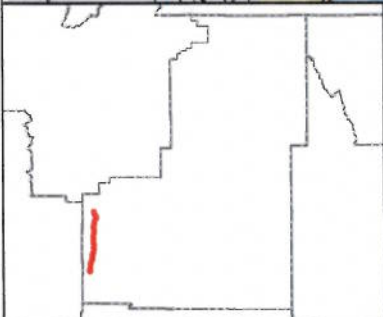
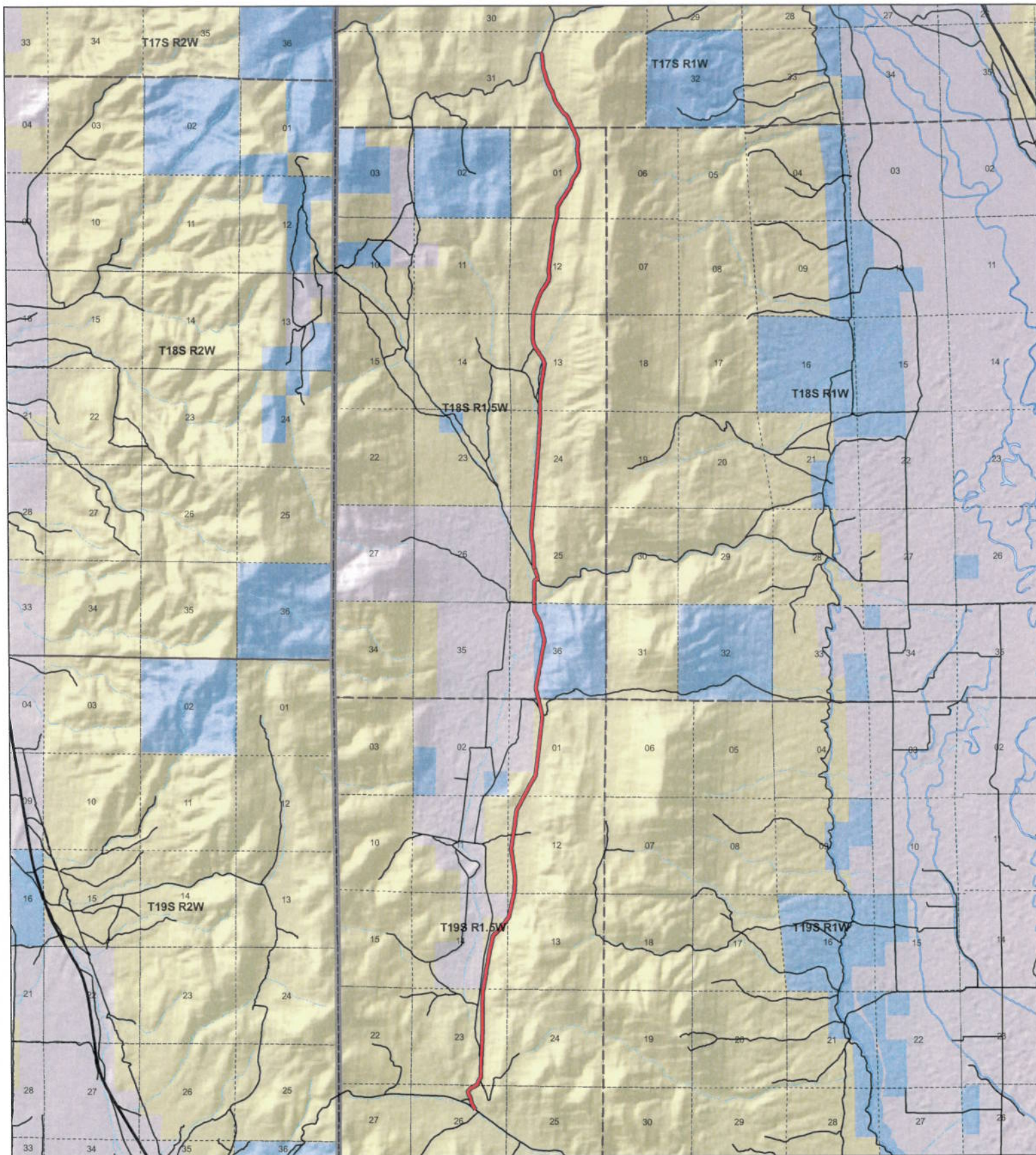
DATED this 15 day of March, 2007.


RICHARD OLSEN

SUBSCRIBED AND SWORN to before me this 15th day of March, 2007.




NOTARY PUBLIC



JAPANESE VALLEY County Unique - Sanp290

Land Ownership Categories

- BLM
- Private
- SITLA, State Trust Land
- USFS, National Forest
- State Parks and Recreation
- Military

Transportation Network

- JAPANESE VALLEY
- State / U.S. Highway
- Local Roads

Misc

- City / Town
- Municipalities



1:84,925

1 inch equals 1.3 miles



Map prepared by the State of Utah
AGRC
Room 5130 State Office Building
Salt Lake City, Utah 84114
Feb 08, 2007



Ent 154888 Bk 0570 Pf 0974

Appendix A to Attachment 4

Popular Name: LANDFILL ROAD

County: Sanpete

County Road Number: Sanp288

State Geographic Information Database (SGID) Road Identification Number: RD200290.

Road-Segment Number: 002

Road-Segment Length: 0.24 miles more or less.

Believed owner of the land underlying this road-segment is: Bureau of Land Management.

The following description is based upon the geographic coordinate system using the NAD83 Datum. The source is GPS mapping grade data as indicated in the metadata and/or the transportation data model of the State of Utah Geographic Information Database (SGID).

The road-segment itself is the monument that is identified by its physical presence on the land. The location of said physical presence is closely approximated by mapping grade Global Positioning System (GPS) data. Said data are checked against the corresponding gray-scale 1-meter Digital Orthophoto Quadrangles published by the United States Geological Survey (USGS) to verify a reasonable degree of accuracy. In circumstances where accurate satellite signal acquisition is not possible, such as deep, narrow canyons or under a canopy of dense foliage, or where very sharp curves in the road make accuracy questionable, such portions of the road were digitized from the corresponding gray-scale 1-meter Digital Orthophoto Quadrangles published by the United States Geological Survey (USGS).

This road-segment may traverse:

Township 19 South Range 1 East, Section(s) 24, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (LANDFILL ROAD)-- Segment 002 based on mapping grade Global Positioning System (GPS) data as defined above:

Beginning at a point on the road center line located at 39 degrees 08 minutes 08.51 seconds North Latitude and -111 degrees 44 minutes 55.46 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,569,860.6 feet and Y = 6,854,017.0 feet; thence the following courses along the said road center line:

thence North 14 Degrees 53 Minutes 22 Seconds East	13.5 feet
thence North 13 Degrees 06 Minutes 31 Seconds East	89.1 feet
thence North 13 Degrees 16 Minutes 21 Seconds East	40.5 feet
thence North 11 Degrees 33 Minutes 42 Seconds East	143.5 feet
thence North 10 Degrees 25 Minutes 48 Seconds East	149.7 feet
thence North 10 Degrees 11 Minutes 29 Seconds East	151.2 feet
thence North 10 Degrees 55 Minutes 30 Seconds East	154.9 feet
thence North 11 Degrees 09 Minutes 10 Seconds East	165.1 feet
thence North 11 Degrees 12 Minutes 22 Seconds East	175.8 feet
thence North 10 Degrees 45 Minutes 24 Seconds East	184.6 feet
thence North 10 Degrees 38 Minutes 30 Seconds East	10.4 feet

thence North 11 Degrees 16 Minutes 14 Seconds East 0.2 feet more or less to **the ending point**
at: 39 degrees 08 minutes 20.91 seconds North Latitude and -111 degrees 44 minutes 52.36 seconds West
Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet
coordinates of X = 1,570,108.1 feet and Y = 6,855,271.2 feet.

Appendix B to Attachment 4

Popular Name: LANDFILL ROAD

County: Sanpete

County Road Number: Sanp288

State Geographic Information Database (SGID) Road Identification Number: RD200290.

Road-Segment Number: 004

Road-Segment Length: 0.18 miles more or less.

Believed owner of the land underlying this road-segment is: Bureau of Land Management.

The following description is based upon the geographic coordinate system using the NAD83 Datum. The source is GPS mapping grade data as indicated in the metadata and/or the transportation data model of the State of Utah Geographic Information Database (SGID).

The road-segment itself is the monument that is identified by its physical presence on the land. The location of said physical presence is closely approximated by mapping grade Global Positioning System (GPS) data. Said data are checked against the corresponding gray-scale 1-meter Digital Orthophoto Quadrangles published by the United States Geological Survey (USGS) to verify a reasonable degree of accuracy. In circumstances where accurate satellite signal acquisition is not possible, such as deep, narrow canyons or under a canopy of dense foliage, or where very sharp curves in the road make accuracy questionable, such portions of the road were digitized from the corresponding gray-scale 1-meter Digital Orthophoto Quadrangles published by the United States Geological Survey (USGS).

This road-segment may traverse:

Township 19 South Range 1 East, Section(s) 24, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (LANDFILL ROAD)-- Segment 004 based on mapping grade Global Positioning System (GPS) data as defined above:

Beginning at a point on the road center line located at 39 degrees 08 minutes 26.54 seconds North Latitude and -111 degrees 44 minutes 50.72 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,570,238.8 feet and Y = 6,855,840.4 feet; thence the following courses along the said road center line:

thence North 16 Degrees 42 Minutes 25 Seconds East	0 feet
thence North 18 Degrees 07 Minutes 11 Seconds East	4.2 feet
thence North 16 Degrees 14 Minutes 16 Seconds East	85.3 feet
thence North 19 Degrees 06 Minutes 08 Seconds East	84.9 feet
thence North 19 Degrees 27 Minutes 12 Seconds East	44.6 feet
thence North 25 Degrees 55 Minutes 57 Seconds East	105.4 feet
thence North 28 Degrees 40 Minutes 31 Seconds East	111.1 feet
thence North 29 Degrees 22 Minutes 21 Seconds East	118.6 feet
thence North 31 Degrees 05 Minutes 39 Seconds East	123.4 feet
thence North 35 Degrees 12 Minutes 11 Seconds East	102.8 feet
thence North 39 Degrees 26 Minutes 16 Seconds East	88.8 feet

thence North 39 Degrees 29 Minutes 31 Seconds East 10.3 feet
thence North 40 Degrees 17 Minutes 18 Seconds East 83.8 feet more or less to **the ending**
point at: 39 degrees 08 minutes 034.8 seconds North Latitude and -111 degrees 44 minutes 44.85 seconds
West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet
coordinates of X = 1,570,704.3 feet and Y = 6,856,674.3 feet.

Appendix C to Attachment 4

Popular Name: LANDFILL ROAD

County: Sanpete

County Road Number: Sanp288

State Geographic Information Database (SGID) Road Identification Number: RD200290.

Road-Segment Number: 006

Road-Segment Length: 0.04 miles more or less.

Believed owner of the land underlying this road-segment is: Bureau of Land Management.

The following description is based upon the geographic coordinate system using the NAD83 Datum. The source is GPS mapping grade data as indicated in the metadata and/or the transportation data model of the State of Utah Geographic Information Database (SGID).

The road-segment itself is the monument that is identified by its physical presence on the land. The location of said physical presence is closely approximated by mapping grade Global Positioning System (GPS) data. Said data are checked against the corresponding gray-scale 1-meter Digital Orthophoto Quadrangles published by the United States Geological Survey (USGS) to verify a reasonable degree of accuracy. In circumstances where accurate satellite signal acquisition is not possible, such as deep, narrow canyons or under a canopy of dense foliage, or where very sharp curves in the road make accuracy questionable, such portions of the road were digitized from the corresponding gray-scale 1-meter Digital Orthophoto Quadrangles published by the United States Geological Survey (USGS).

This road-segment may traverse:

Township 19 South Range 2 East, Section(s) 19, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (LANDFILL ROAD)-- Segment 006 based on mapping grade Global Positioning System (GPS) data as defined above:

Beginning at a point on the road center line located at 39 degrees 08 minutes 46.26 seconds North Latitude and -111 degrees 44 minutes 30.59 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,571,830.8 feet and Y = 6,857,831.3 feet; thence the following courses along the said road center line:

thence North 42 Degrees 20 Minutes 39 Seconds East 0.2 feet

thence North 42 Degrees 21 Minutes 21 Seconds East 53.5 feet

thence North 37 Degrees 43 Minutes 23 Seconds East 61.3 feet

thence North 28 Degrees 10 Minutes 59 Seconds East 13.1 feet

thence North 27 Degrees 05 Minutes 37 Seconds East 20 feet

thence North 27 Degrees 16 Minutes 07 Seconds East 24.8 feet

thence North 06 Degrees 54 Minutes 38 Seconds East 32.9 feet more or less to **the ending**

point at: 39 degrees 08 minutes 47.97 seconds North Latitude and -111 degrees 44 minutes 29.27 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,571,935.1 feet and Y = 6,858,003.4 feet.